

1 Jeffrey M. Tillotson, P.C. - State Bar No. 139372
jtillotson@lynnllp.com

2 Alan Dabdoub
adabdoub@lynnllp.com

3 John Volney
jvolney@lynnllp.com

4 Gail A. Hayworth
ghayworth@lynnllp.com

5 LYNN TILLOTSON PINKER & COX, L.L.P.

2100 Ross Avenue, Suite 2700

6 Dallas, Texas 75201

Telephone: (214) 981-3800

7 Facsimile: (214) 981-3839

8 Ekwan E. Rhow - State Bar No. 174604
eer@birdmarella.com

9 David I. Hurwitz - State Bar No. 174632
dih@birdmarella.com

10 BIRD, MARELLA, BOXER, WOLPERT,
NESSIM, DROOKS & LINCENBERG, P.C.

11 1875 Century Park East, 23rd Floor

Los Angeles, California 90067-2561

12 Telephone: (310) 201-2100

Facsimile: (310) 201-2110

13 Attorneys for Defendant Samsung
14 Telecommunications America, LLC, a
Delaware limited liability company

16 **UNITED STATES DISTRICT COURT**

17 **CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION**

19 SHANE GALITSKI, RICHARD
TALIAFERRO and BRIAN
20 NEWBOLD, individually and on behalf
of others similarly situated,

21 Plaintiffs,

22 vs.

23 SAMSUNG
24 TELECOMMUNICATIONS
AMERICA, LLC, a Delaware limited
25 liability company,

26 Defendant.

CASE NO. 8:12-CV-00903-CJC (JRPx)

**STIPULATION AND PROPOSED
ORDER TO CONTINUE HEARING
DATE ON DEFENDANT'S
MOTIONS TO TRANSFER,
COMPEL ARBITRATION AND
DISMISS FROM OCTOBER 15,
2012 TO NOVEMBER 26, 2012**

Assigned to Hon. Cormac J. Carney

1 Plaintiffs Shane Galitski, Richard Taliaferro and Brian Newbold, individually
2 and on behalf of all others similarly situated (collectively "Plaintiffs") and
3 Defendant Samsung Telecommunications America, LLC ("Defendant"), by and
4 through their attorneys of record, hereby agree and stipulate as follows:

5 WHEREAS, Plaintiffs filed their Complaint on June 29, 2012;

6 WHEREAS, on August 2, 2012, Defendant filed three separate motions to:
7 (1) transfer, (2) compel arbitration and (3) dismiss, and noticed those motions for
8 hearing on October 15, 2012;

9 WHEREAS, Defendant's counsel Jeffrey Tillotson, who would argue the
10 motions, has a conflict that would prevent him from arguing the motions in this
11 Court on October 15, 2012;

12 WHEREAS, Plaintiffs have no objection to moving the hearing date to
13 accommodate Defendant's counsel's schedule;

14 WHEREAS, the next available court date that both parties' counsel are
15 available is November 26, 2012;

16 THEREFORE, the parties hereby stipulate that the hearing on Defendants'
17 motions to transfer, compel arbitration and dismiss be continued from October 15,
18 2012 to November 26, 2012 at 1:30 p.m., and Defendant will file its replies in
19 support of its motions and responses to Plaintiffs' Evidentiary Objections on or
20 before October 8, 2012.

21
22 DATED: September 28, 2012

John A. Lowther
James R. Hail
DOYLE LOWTHER, LLP

23
24
25 Bv: /s/ James R. Hail
26 James R. Hail
27 Attorneys for Plaintiffs Shane Galitski,
28 Richard Taliaferro and Brian Newbold

1 DATED: September 28, 2012

Ekwan E. Rhow
David Hurwitz
BIRD, MARELLA, BOXER, WOLPERT,
NESSIM. DROOKS & LINCENBERG. P.C.

4 Bv: /s/ David Hurwitz
David Hurwitz
Attorneys for Defendant Samsung
Telecommunications America, LLC